

1-1 By: Anchia, et al. (Senate Sponsor - West) H.B. No. 1168  
 1-2 (In the Senate - Received from the House April 25, 2019;  
 1-3 April 29, 2019, read first time and referred to Committee on State  
 1-4 Affairs; May 10, 2019, reported favorably by the following vote:  
 1-5 Yeas 5, Nays 3; May 10, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11		X		
1-12		X		
1-13		X		
1-14	X			
1-15			X	
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the offense of possessing a weapon in a secured area of  
 1-20 an airport.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 46.03(c)(3), Penal Code, is amended to  
 1-23 read as follows:

1-24 (3) "Secured area" means an area:

1-25 (A) of an airport terminal building or of an  
 1-26 adjacent aircraft parking area used by common carriers in air  
 1-27 transportation but not used by general aviation; and

1-28 (B) to which access is controlled [~~by the~~  
 1-29 ~~inspection of persons and property~~] under federal law.

1-30 SECTION 2. Section 46.03(e), Penal Code, is amended to read  
 1-31 as follows:

1-32 (e) It is a defense to prosecution under Subsection (a)(5)  
 1-33 that the actor:

1-34 (1) checked all firearms as baggage in accordance with  
 1-35 federal or state law or regulations before entering a secured area;  
 1-36 or

1-37 (2) was authorized by a federal agency or the airport  
 1-38 operator to possess a firearm in a secured area.

1-39 SECTION 3. The change in law made by this Act applies only  
 1-40 to an offense committed on or after the effective date of this Act.  
 1-41 An offense committed before the effective date of this Act is  
 1-42 governed by the law in effect on the date the offense was committed,  
 1-43 and the former law is continued in effect for that purpose. For  
 1-44 purposes of this section, an offense was committed before the  
 1-45 effective date of this Act if any element of the offense occurred  
 1-46 before that date.

1-47 SECTION 4. This Act takes effect September 1, 2019.

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